



PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/648,460
	Filing Date	August 26, 2003
	First Named Inventor	John Adams
	Art Unit	2859
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	0417-0021

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks - Cited references - Return Postcard		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	James S. Pristelski
Signature	
Date	February 24, 2004

CERTIFICATE OF TRANSMISSION/MAILING

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Signature		Date	February 24, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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The PTO did not receive the following listed item(s) The Fee Transmittal Form



PATENT

Attorney Docket No. 0417-0021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
John Adams, et al.

Serial No.: 10/648,460

Filed: August 26, 2003

Examiner:

Art Unit: 2859

For: DIGITAL INCLINOMETER AND
RELATED METHODS

I hereby certify that this correspondence is
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NAME: Debra A. Howe

SIGNATURE: *Debra A. Howe*

Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.97, as revised on February 4,
1992, 1135 OG 23-24, Applicants hereby call the Examiner's
attention to documents listed on the attached form, which
documents may be material to the examination of this
application.

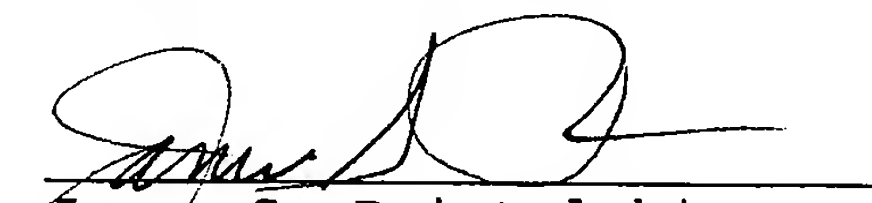
No inference should be drawn that any apparatus disclosed
is equivalent to the subject invention. Also, the citation of
the above-discussed documents is not to be construed as an
assertion that more pertinent art could not possibly be in
existence. Citation of any document herein is not to be
construed as an admission that any subject matter disclosed in

the document is necessarily within the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise necessarily prior art with respect to the instant invention.

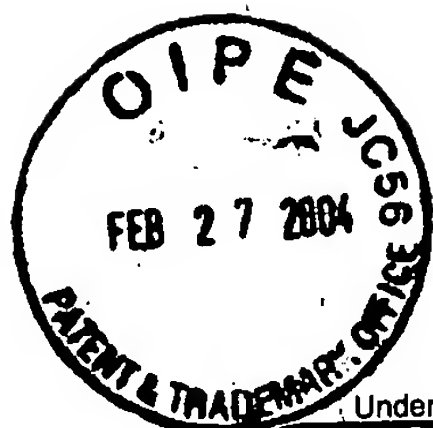
Applicants also respectfully reserve the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosure of those documents discussed herein, that may be cited by the Examiner in rejecting a claim in the present patent application.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. Accordingly, it is believed that no fee under 37 CFR 1.97(c) is required. If it is determined that a fee is required for this Information Disclosure Statement, please charge our Deposit Account No. 50/1039.

Respectfully submitted,


James S. Pristelski
Registration No. 27,222

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/648,460
Filing Date	August 26, 2003
First Named Inventor	Adams et al.
Art Unit	2859
Examiner Name	
Attorney Docket Number	0417-0021

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1	US- 4,038,876	08-02-1977	Morris	
	2	US- 4,231,252	11-04-1980	Cherkson	
	3	US- 4,277,895	07-14-1981	Wiklund	
	4	US- 4,747,216	05-31-1988	Kelly et al.	
	5	US- 5,012,588	05-07-1991	Face III	
	6	US- 5,067,674	11-26-1991	Heyche et al.	
	7	US- 5,142,485	08-25-1992	Rosenberg, et al.	
	8	US- 5,210,954	05-18-1993	Schafler	
	9	US- 5,331,578	07-19-1994	Stieler	
	10	US- 5,383,363	01-24-1995	Kulmaczewski	
	11	US- 5,440,817	08-15-1995	Watson, et al.	
	12	US- 5,724,265	03-03-1998	Hutchings	
	13	US- 5,832,422	11-03-1998	Wiedenhoefer	
	14	US- 5,834,623	11-10-1998	Ignagni	
	15	US- 5,955,667	09-21-1999	Fyfe	
	16	US- 5,988,562	11-23-1999	Linick	
	17	US- 6,032,090	02-29-2000	vonBose	
	18	US- 6,301,964B1	10-16-2001	Fyfe, et al.	
	19	US- 6,353,793B1	03-05-2002	Godwin, et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages: Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	1					

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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